

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

BILLY M. SMITH,

Plaintiff,

:

Case No. 3:10-cv-448

-vs-

District Judge Thomas M. Rose  
Magistrate Judge Michael R. Merz

:

MONTGOMERY COUNTY  
SHERIFF'S OFFICE, et al.,

Defendants.

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**ORDER ADOPTING SUPPLEMENTAL REPORT AND RECOMMENDATIONS**

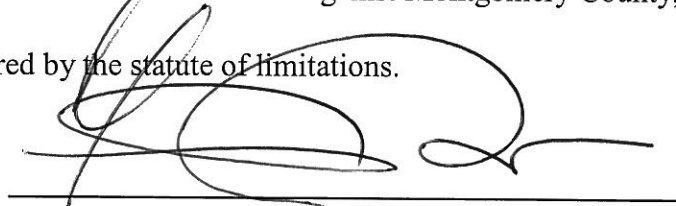
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The Court has reviewed the Supplemental Report and Recommendations of United States Magistrate Judge Michael R. Merz (Doc. #56), to whom this case was referred pursuant to 28 U.S.C. § 636(b), and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) has expired, and for good cause shown upon the Court's de novo review, hereby ADOPTS said Report and Recommendations.

Accordingly, it is ORDERED that Plaintiff's claims against Montgomery County, Ohio are DISMISSED with prejudice as barred by the statute of limitations.

August 23, 2011.



Thomas M. Rose  
United States District Judge